

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	8:23CR87
	)	
vs.	)	
	)	
RANDALL LEE DUNCAN,	)	ORDER
	)	
Defendant.	)	

This matter is before the court on the Unopposed Motion to Continue Trial [49]. Counsel requests additional time to prepare for trial and/or conduct plea negotiations. After review, the court notes that the present motion largely mirrors the past four but finds good cause for **one more and final** continuance<sup>1</sup>. Accordingly,

**IT IS ORDERED** that the Unopposed Motion to Continue Trial [49] is granted, as follows:

1. The jury trial now set for February 5, 2024, is continued to **March 11, 2024**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and March 11, 2024**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).
3. **No further continuances will be granted absent extraordinary circumstances and without first requesting a hearing before the undersigned magistrate judge.**

**DATED: January 30, 2024.**

**BY THE COURT:**

**s/ Michael D. Nelson  
United States Magistrate Judge**

---

<sup>1</sup> Should the parties desire a conference to discuss any matters to promote a fair and expeditious trial, see Fed. R. Crim. P. 17.1, counsel are advised to contact chambers of the undersigned magistrate judge without delay.